

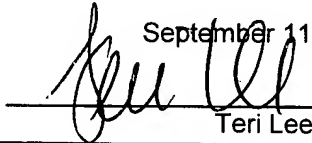


IAP7 Rec'd PCT/PTO 14 SEP 2006

PCT

Patent Docket P5101R1

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Wu et al. Serial No.: 10/529,351 Filed: March 25, 2005 For: Compositions and Methods for the Diagnosis and Treatment of Tumor	Group Art Unit: 1642 Examiner: Not yet assigned CONFIRMATION NO: 2536 CUSTOMER NO: 09157 <div style="text-align: center;"><small>CERTIFICATE OF MAILING</small> I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on  September 11, 2006 Teri Lee</div>
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Response to Notification of Defective Response

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is responsive to the Notification of Defective Response, mailed August 10, 2006.
Transmitted herewith are the following:


1. Copy of Notification of Defective Response.
2. Supplemental Preliminary Amendment.
3. Sequence Listing on Substitute CD-R.
4. Deposit Account Authorization

The Commissioner is hereby authorized to deduct any the fee's associated with this communication or credit any overpayment to Deposit Account No. 07-0630. A duplicate of this sheet is enclosed.

Respectfully submitted,

GENENTECH, INC.

Date: September 11, 2006

By: 
Mark T. Kresnak, Ph.D.
Reg. No. 42,767
Telephone No. (650) 225-4461



UNITED STATES PATENT AND TRADEMARK OFFICE

MT/EC

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
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 Alexandria, Virginia 22313-1450
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/529,351 ✓	Thomas D Wu	P5101R1

RECEIVED

AUG 23 2006

GENENTECH, INC.
LEGAL DEPT.

09157
 GENENTECH, INC.
 1 DNA WAY
 SOUTH SAN FRANCISCO, CA 94080

INTERNATIONAL APPLICATION NO.

PCT/US03/28547 ✓

I.A. FILING DATE

09/29/2003

PRIORITY DATE

10/02/2002

CONFIRMATION NO. 2536 ✓

371 FORMALITIES LETTER



OC000000019964503

Date Mailed: 08/10/2006

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495)

- Priority Document
- Copy of the International Application filed on 03/25/2005
- Preliminary Amendments filed on 02/06/2006
- Biochemical Sequence Diskette filed on 05/24/2006
- Oath or Declaration filed on 05/24/2006
- Biochemical Sequence Listing filed on 05/24/2006
- U.S. Basic National Fees filed on 03/25/2005
- Assignment filed on 05/24/2006
- Priority Documents filed on 03/25/2005
- Power of Attorney filed on 05/24/2006
- Specification filed on 03/25/2005
- Claims filed on 03/25/2005
- Abstracts filed on 03/25/2005
- Drawings filed on 03/25/2005

Calendared/EC
 RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE - NOT EXTENDABLE
 10 SEPTEMBER 2006
 Due Date

Applicant's response filed 05/24/2006 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 09/08/2005 have not been completed.

- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A substitute computer readable form must be submitted as required by 37 CFR 1.825(d). Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc)

sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- For Patent Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patent Software Program Help @ ebc@uspto.gov

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHAKEEL AHMED

Telephone: (703) 308-9140 EXT 208

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/529,351	PCT/US03/28547	P5101R1